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|                                                                                                                                                                                                                                                                                                                                                    | no persons are required to respond to a co                                                                                                                                                                                                        | Patent and Tradem | ark Office: L                         | through 07/31/2006. OMB 0651-0031<br>J.S. DEPARTMENT OF COMMERCE<br>displays a valid OMB control number.                                                      |
| TRADEM                                                                                                                                                                                                                                                                                                                                             | Application Number                                                                                                                                                                                                                                | 10/735335         |                                       | •                                                                                                                                                             |
| TRANSMITTAL                                                                                                                                                                                                                                                                                                                                        | Filing Date                                                                                                                                                                                                                                       | December 12, 20   | 003                                   |                                                                                                                                                               |
| FORM                                                                                                                                                                                                                                                                                                                                               | First Named Inventor                                                                                                                                                                                                                              | Doddabele L. Ma   | adhavi                                |                                                                                                                                                               |
|                                                                                                                                                                                                                                                                                                                                                    | Art Unit                                                                                                                                                                                                                                          | 1623              |                                       |                                                                                                                                                               |
|                                                                                                                                                                                                                                                                                                                                                    | Examiner Name                                                                                                                                                                                                                                     | Matthew L. Fedo   | witz                                  |                                                                                                                                                               |
| (to be used for all correspondence after initial i                                                                                                                                                                                                                                                                                                 | Attorney Docket Number                                                                                                                                                                                                                            | BIO 2-016         |                                       |                                                                                                                                                               |
| Total Number of Pages in This Submission                                                                                                                                                                                                                                                                                                           | 7 Automoty Society Hamber                                                                                                                                                                                                                         | BIO 2-016         |                                       |                                                                                                                                                               |
| ENCLOSURES (Check all that apply)                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                   |                   |                                       |                                                                                                                                                               |
| Fee Transmittal Form Fee Attached  Amendment/Reply After Final Affidavits/declaration(s)  Extension of Time Request Express Abandonment Request Information Disclosure Statement  Certified Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53                           | Drawing(s)  Licensing-related Papers  Petition Petition to Convert to a Provisional Application Power of Attorney, Revocatio Change of Correspondence A Terminal Disclaimer Request for Refund CD, Number of CD(s)  Landscape Table on CD Remarks | Address           | Appea of Appea (Appea (Appea) Proprie | Il Communication to Board eals and Interferences Il Communication to TC Il Notice, Brief, Reply Brief) etary Information Letter Enclosure(s) (please Identify |
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                   |                   |                                       |                                                                                                                                                               |
| Firm Name  Muetter and Smith, LPA  Signature  Printed name  Perry K. Mueller, Jr.  Date  August 26, 2005  Reg. No. 27,576                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                   |                   |                                       |                                                                                                                                                               |
| CERTIFICATE OF TRANSMISSION/MAILING  I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: |                                                                                                                                                                                                                                                   |                   |                                       |                                                                                                                                                               |
| Cianatura                                                                                                                                                                                                                                                                                                                                          | Leener                                                                                                                                                                                                                                            |                   |                                       |                                                                                                                                                               |
| Typed or printed name Jane Keeney                                                                                                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                   |                   | Date                                  | August 26, 2005                                                                                                                                               |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Appln. No. 10/735,335 Amendment dated August 26, 2005 Office Action of July 26, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Doddabele L. Madhavi, et al.

Serial No.

10/735,335

Filed:

December 12, 2003

For:

Bioavailable Carotenoid-Cyclodextrin Formulations For

Soft-Gels And Other Encapsulation Systems

TC/AU

1623

Examiner

Matthew L. Fedowitz

Attorney Docket No.

BIO 2-016

HONORABLE COMMISSIONER FOR PATENTS MAIL STOP AF P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

## **AMENDMENT AND RESPONSE UNDER RULE 116**

Sir:

Responsive to the Office action mailed July 26, 2005, leave to amend the aboveidentified application as follows respectfully is requested:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.